

TO USAS - PITTSBURGH  
TO SCI - GREENSBURG10/20/06  
10/20/06

9842 8022 3896

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

COPY

MARK BREAKIRON

VS.

Civil Action No. 00-300

MARTIN HORN, et.al.

WRIT OF HABEAS CORPUS AD TESTIFICANDUMUnited States of America  
Western District of Pennsylvania SS:TO: U.S. Marshal, Western District of Pennsylvania  
State Correctional Institution at Greensburg PA

GREETING:

WHEREAS, the United States District Court for the Western District of Pennsylvania, on November 9<sup>th</sup>, 2006 made an order permitting the issuance of this writ, now by virtue thereof,

WE COMMAND YOU, in the name and by authority aforesaid that  
Chris Owen Miller Inmate AJ 1683  
be under your custody detained by whatever name he/she may be charged, you have said person before the Judges of the District Court for the Western District of Pennsylvania, at the United States Post Office & Courthouse in the City of Pittsburgh, Pennsylvania, on Monday December 4<sup>th</sup> and Tuesday December 5<sup>th</sup>, 2006, at 9:30 a.m. as a very material and necessary witness in the trial of the above entitled case on behalf of the United States, or show cause why the said person cannot be produced.

When the said Chris Owen Miller Inmate AJ 1683 is no longer needed as a witness before this Court, he/she shall be returned to SCI at Greensburg

AND have you then and there this Writ.

WITNESS, the Honorable Thomas M. Hardiman  
Judge of the United States District  
Court for the Western District of  
Pennsylvania this 9th, day of November, 2006

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Clerk of CourtRECEIVED  
U.S. MARSHAL  
2006 NOV -9 P 3:37  
PITTSBURGH PA.

I hereby certify and return this writ as unexecuted on NOVEMBER 28, 2006 for the in named CHRIS MILLER. The proceeding has been postponed and a new date and time will be set with a new writ issued

THOMAS M. FITZGERALD

U.S. Marshal W/PA

Lewiston

SDUSM W/PA

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IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

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MARK BREAKIRON,	:	
	:	
Petitioner,	:	
	:	
v.	:	CIVIL ACTION
	:	
MARTIN HORN, Commissioner,	:	No. 00 - 300:
Pennsylvania Department of Corrections;	:	
CONNOR BLAINE, Superintendent of the	:	Judge Hardiman
State Correctional Institution at Greene, and	:	
JOSEPH P. MAZURKIEWICZ,	:	<b>THIS IS A CAPITAL CASE.</b>
Superintendent of the State Correctional	:	
Institution at Rockview,	:	
	:	
Respondents.	:	

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ORDER OF COURT

AND NOW, this 9<sup>th</sup> day of November, 2006,

**IT IS ORDERED AND DIRECTED** that a writ of Habeas Corpus Ad Testificandum is hereby directed to the Superintendent of State Correctional Institution Greensburg, at Greensburg, Pennsylvania, or prison officials acting at his direction, and to the United States Marshal for the Western District of Pennsylvania, commanding them to have the body of **CHRIS OWEN MILLER**, Inmate # AJ 1683, before this Court on **Monday and Tuesday, December 4 and 5, 2006 at 9:30 a.m.** to testify as a fact witness at an evidentiary hearing in the above titled case and to remain in federal custody until completion of the evidentiary hearing.

**IT IS FURTHER ORDERED** that upon completion of the evidentiary hearing in the above-captioned case, **CHRIS OWEN MILLER**, Inmate # AJ 1683, shall be returned to the

COPY

custody of the Superintendent of State Correctional Institution Greensburg, at Greensburg,  
Pennsylvania.

*Thos M. Hardiman*

Honorable Thomas M. Hardiman  
United States District Judge

11/9/06  
D. Chell  
CLERK

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

MARK BREAKIRON

VS.

Civil Action No. 00-300

MARTIN HORN, et.al.

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Western District of Pennsylvania SS:

TO: U.S. Marshal, Western District of Pennsylvania  
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Clerk of Court

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MARK BREAKIRON,

Petitioner,

v.

MARTIN HORN, Commissioner,  
Pennsylvania Department of Corrections;  
CONNOR BLAINE, Superintendent of the  
State Correctional Institution at Greene, and  
JOSEPH P. MAZURKIEWICZ,  
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CIVIL ACTION

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Judge Hardiman

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Pennsylvania.

*Thos M. Hardiman*

Honorable Thomas M. Hardiman  
United States District Judge

Date 11/9/06  
ROBERT CLERK  
BY D. Chell  
Clerk